

ORDINANCE COMMITTEE MEETING
OCTOBER 14, 2008

ITEM #1

Miscellaneous Traffic Ordinances

ITEM #2

BE IT ORDAINED by the Board of Alderman that the Code of the City of Chicopee for the Year 1991, as amended, be and is hereby further amended by deleting the sections 230-2 Sewer Commission; General Duties, Chapter 269-6 Authority to prescribe rules and regulations; establishments of tariff.

ADD:

230-2 Sewer Commission; general duties

The commission shall have all the right and power necessary or convenient to carry out and effectuate this chapter, including, but with limiting the generality of the foregoing, the rights and powers:

- (a) to inquire into the necessity of laying any public sewers and to consider and investigate all petitions and applications thereof and report thereon the Board of Aldermen as needed;
- (b) to adopt by-laws for the regulation of its affairs and the conduct of its business, to promulgate rules, regulations and procedures in connection with the performance of its functions and duties and to fix, enforce and collect penalties for the violation thereof;
- (c) to notify the Board of Water commissioners of delinquent accounts and request termination of the water service to all costumers located outside the City of Chicopee limits who have unpaid balances for sewer use and storm fees. Termination will be in accordance with the Water Department's written policy and regulations titled: Billing, Termination & Appeal Regulations.

Chapter 269-6 Authority to prescribe rules and regulations; establish of tariff

- (a) The Board of Water Commissioners may prescribe rules and regulations for the use of water supplied by the city of domestic and other purposed and shall maintain and keep in force such a tariff of water rates as shall have been ordained by the Board of Aldermen, printed copies of which rules and regulations and rates shall be furnished to all persons taking water of the city.
- (b) The Board of Water Commissioners when notified are requested by the Board of Sewer Commissioners will terminate the water service to all customers located outside the City of Chicopee limits who have unpaid balances for sewer use and storm fees. Termination will be in accordance with the Water Department's written policy and regulations titles: Billing, Termination & Appeal Regulations.

ITEM #3

BE IT ORDAINED by the Board of Aldermen that the Cody of the City of Chicopee for the Year 1991, as amended, be and is hereby amended as follows:

§ 22-3. Composition.

Delete:

The Department of Human Resources Administration shall consist of a Human Resources Director appointed by the Mayor and subject to confirmation by the Board of Aldermen for a contract period of three years and such other employees as shall be required and appropriated for. The Human Resources Director shall be deemed to be a managerial and confidential employee as defined in MGL c. 150E and shall not be included in a collective bargaining unit or entitled to coverage under said chapter.

And insert in place thereof

The Department of Human Resources Administration shall consist of a Human Resources Director appointed by the Mayor and subject to confirmation by the Board of Aldermen. All appointments to the position of Human Resources Director both permanent and temporary shall require confirmation by the Board of Aldermen. The Mayor with confirmation by the Board of Aldermen shall employ the Human Resources Director for a contract period of three years as well as such other employees as shall be required and appropriated for. The Human Resources Director shall be deemed to be a managerial and confidential employee as defined in MGL c. 150E and shall not be included in a collective bargaining unit or entitled to coverage under said chapter.

ITEM #4

BE IT ORDAINED BY THE BOARD OF ALDERMEN THAT CHAPTER 7 OF THE CODE OF THE CITY OF CHICOPEE FOR THE YEAR 1991, AS AMENDED, BE AND HEREBY IS FURTHER AMENDED AS FOLLOWS:

SECTION 2

DPW PUBLIC UTILITIES
WASTEWATER

ADD

PROJECT SUPERVISOR
CONTRACT POSITION (40 HOURS)

ITEM #5

Minutes



CHICOPEE BOARD OF ALDERMEN
ORDINANCE COMMITTEE

ACCEPTED- 11/13/08

MEMBERS

James Tillotson, Chairman
George Moreau, Vice-Chairman
Donald Demers
John Vieau
Robert J. Zygarowski

MINUTES

October 14, 2008

The following are the minutes of a public hearing held Tuesday, October 14, 2008 at 6:30 PM in the Aldermanic Chambers, Fourth Floor, City Hall Annex, 274 Front Street, Chicopee, MA 01013.

Members Present

Tillotson, Moreau, Demers, Vieau (6:31PM), Zygarowski

Also Present

Attorney Dan Garvey, Alderman Brooks, Alderman Croteau, Alderman McLellan, Alderman Brunetti, Alderman Swider, Stanley Kulig (DPW Superintendent), Tom Hamel (Waste Water)

The meeting was called to order at 6:30 PM

Motion made by Alderman Moreau to move items out of order.

Motion Accepted. 4-0 favorable

Miscellaneous Traffic Ordinances

BE IT ORDAINED by the Board of Alderman of the City of Chicopee as follows: the CHAPTER 260, as amended on February 21, 1995, be further amended by **adding to** / ~~striking from~~ the following in schedule:

(Check Applicable)

- () I Parking Regulations
- () X Winter Parking Regulations
- (X) XI One-Way Streets
- () XIV Isolated Stop Signs and Signal Lights
- () XIII Right Turn on Red
- () II Bus Stops
- () Other HANDICAP PARKING

AS FOLLOWS: SERGEANT AVENUE

ONE-WAY STREET

Motion made by Alderman Zygarowski to approve.
Motion accepted. 5-0 favorable

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- ☐ Other HANDICAP PARKING

AS FOLLOWS: CIRCLE DRIVE

ONE-WAY STREET

Motion made by Alderman Zygarowski to approve.
Motion Accepted. 5-0 favorable

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- ☐ Other HANDICAP PARKING

AS FOLLOWS: ORANGE STREET

Westerly side. Distance of 150 feet from the junction of Montgomery Street

NO PARKING ANYTIME

Motion made by Alderman Moreau to approve.
Motion accepted. 5-0 favorable

Motion made to move back to Item # 1
Motion accepted. 5-0 favorable

ITEM #1

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Alderman Demers asked what kinds of businesses were being run and if any of them are health related

Alderman Tillotson answered that none of them are health related and it is businesses such as AMF bowling and so forth.

Alderman Demers asked if any affects would happen to the businesses if they were to shut down

Tom Hamel stated he doesn't believe so and if there were to be any effects where to happen they have ample time to do something for the fact that they are given a notification prior to be shutting down.

Alderman Demers stated he just doesn't want anyone to come back and say machines were broken and the city much now pay for any damages done

Alderman Tillotson stated if they don't pay their sewer bill then they will lean their property

Motion made by Alderman Vieau to approve.
Motion accepted. 5-0 favorable

Item #2

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Alderman Tillotson stated he feels the Mayor should bring whoever the person is to the Board to vote on whether the position if temporary or permanent.

Alderman Zygarowski asked if this would not require a charter change

Dan Garvey stated that the charter would not have to be changed

Alderman Swider asked when it's brought out of committee how is it voted upon

Dan Garvey stated it would be a majority vote

Alderman Swider asked what the time period would be for the Mayor to appoint someone before the Board could vote on it

Alderman Brooks stated that he, himself and Dan Garvey spoke about that and there would be no time limit, for they feel the Mayor would appoint someone as quickly as possible with good intentions for the city.

Motion made to approve

Motion accepted. 5-0 favorable

Item #3

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SECTION 2

DPW PUBLIC UTILITIES
WASTEWATER

ADD

PROJECT SUPERVISOR
CONTRACT POSITION (40 HOURS)

Tom Hamel stated he can't possibly do it all anymore, it's too much to handle for just him and he simply just doesn't have the time to get everything that's needed to be done, done.

He also stated he is asking to separate these things, someone to mainly focus on specific jobs and honestly, right now, the city is paying him to do something he cant possibly get done.

Alderman Tillotson asked who would be appointing this person

Stanley Kulig stated they have not talked about that yet. He wants to make this a contract position and wouldn't mind if the Board appointed the position.

Alderman Zygarowski asked if someone was to take over, would Stan Kulig step back

Tom Hamel stated he would be applying for the position

Stan Kulig stated the position would not run the treatment plant

Alderman Vieau stated he feels the position is ideal and is the best thing to do for the City of Chicopee

Stanley Kulig stated he has no problem for the position to be recommended by the Mayor and confirmed by the board

Alderman Swider stated it's a great position and it should definitely come in with the new ordinances that are going to be written up.

Motion made by Alderman Moreau to table
Motion passed. 5-0 favorable

Item #4 Miscellaneous Traffic Ordinances

ORDERED THAT a "DO NOT BLOCK THE DRIVEWAY" sign be erected in front of 471 Grattan Street

Gary Roy of 471 Grattan Street stated 18 wheels block his drive way constantly to the point where if he wanted to get in his car and go somewhere he would not be able to, has no problems with Spiro's just the truck drivers.

Alderman Zygarowski stated he should call the police next time that happens and let them know and they could be ticketed under the city traffic ordinances.

Motion made by Alderman Moreau to approve
Motion accepted. 5-0 favorable

BE IT ORDAINED by the Board of Alderman of the City of Chicopee as follows: the CHAPTER 260, as amended on February 21, 1995, be further amended by adding to / ~~striking from~~ the following in schedule:

(Check Applicable)

- | | | |
|-----|------|---------------------------------------|
| (X) | I | Parking Regulations |
| () | X | Winter Parking Regulations |
| () | XI | One-Way Streets |
| () | XIV | Isolated Stop Signs and Signal Lights |
| () | XIII | Right Turn on Red |
| () | II | Bus Stops |
| () | | Other HANDICAP PARKING |

AS FOLLOWS: MONTGOMERY STREET

East side from Parenteau Drive southerly 360 feet

PARKING PROHIBITED

Motion made by Alderman Zygarowski to approve.
Motion accepted. 5-0 favorable

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- ☐ II Bus Stops
- ☐ Other HANDICAP PARKING

AS FOLLOWS: BEMIS AVENUE

At intersection of Harrison Avenue

ISOLATED STOP SIGN

Motion made by Alderman Moreau to approve.
Motion accepted. 5-0 favorable

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- ☐ II Bus Stops
- ☐ Other

AS FOLLOWS: HARRISON AVENUE

North side for 400 feet from Wheatland Avenue

PARKING PROHIBITED MONDAY - FRIDAY 8:00AM - 3:00PM

Motion made by Alderman Zygarowski to approve.
Motion accepted. 5-0 favorable

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- ☐ II Bus Stops
- ☒ Other

AS FOLLOWS: 25 JOHN STREET

HANDICAP PARKING

Motion made by Alderman Moreau to approve.
Motion Passed. 5-0 favorable

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- ☒ Other HANDICAP PARKING

AS FOLLOWS: HARRISON AVENUE

South side for a distance of 30 feet from Wheatland Avenue

PARKING PROHIBITED HERE TO CORNER

Motion made by Alderman Moreau to approve.
Motion accepted. 5-0 favorable

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- ☐ II Bus Stops
- ☐ Other

AS FOLLOWS: MONTGOMERY STREET

West side. From Chicopee Comp High school southerly 300 feet

PARKING PROHIBITED

Motion made by Alderman Zygarowski to approve.

Motion accepted. 5-0 favorable

ORDERED THAT DPW install a crosswalk across Sheridan Street at the intersection of Slate Road.

Motion made by Alderman Moreau to approve.

Motion accepted. 5-0 favorable

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- ☐ II Bus Stops
- ☐ Other

AS FOLLOWS: GRANBY ROAD

East side. From Simonich to Swol Street

NO PRARKING ANYTIME

Motion made by Alderman Zygarowski to approve.

Motion accepted. 5-0 favorable

ORDERED THAT DPW erect the following sign on Granby Road, south side, in the parking area near retention ponds/wild life area: "NO OVERNIGHT PARKING, POLICE TAKE NOTICE".

Motion made by Alderman Moreau to approve.
Motion accepted. 5-0 favorable

Item #4 Minutes - September 9, 2008

Motion made by Alderman Moreau to approve.
Motion accepted. 5-0 favorable

Meeting Adjourned at 7:46PM